

REMARKS

Claims 1 through 28 were the claims originally filed on May 9, 2001. Claims 29 through 58 were added in a Preliminary Amendment also filed on May 9, 2001.

Claims 53-55 have been amended herein to correct typographical errors. Specifically, the "s" at the beginning of the word "selected" was omitted in each of the three claims. Claims 59 and 60 have been added to more clearly define the invention. Support therefor can be found, for example, at pages 21 and 22 of the specification. The title has been amended for clarification.

No new matter has been added.

Upon filing of the subject application on May 9, 2001, Applicant submitted the above-mentioned Preliminary Amendment adding claims 29-58 which were copied from an issued U.S. Patent. With that submission, Applicant failed to identify the patent number and the claim numbers of the copied claims to the Examiner as is required under 37 C.F.R. §1.607 (c). This was an unintentional oversight on the part of the Applicant, and Applicant apologizes for any inconvenience that this may have caused the Examiner. Applicant wishes to hereby now identify the claims that were copied from U.S. Patent No. 6,060,234 (hereinafter "the 234 Patent"), assigned to Abbott Laboratories. Claims 29-57 are identical to, and in the same order as, claims 1-29 of the '234 Patent. Claims 58 is similar to Claim 1 of the '234 Patent with the exception of how the C₁₃ side group is defined. New claim 59 is similar to Claim 1 of the '234 Patent except that the stereochemistry is not specified at the chiral centers. New claim 60 is similar to Claim 58 except that the stereochemistry is not specified at the chiral centers.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 300622000501. However,

EXHIBIT A. VERSION WITH MARKINGS TO SHOW CHANGES MADE

In the Specification:

MACROLIDE ANALOGS

In the Claims:

53. (Amended) The compound of claim 29 selected from the group of 6,10-didesmethyl-6-ethylerythromycin A; 10,12-didesmethyl-12-deoxy-12-ethylerythromycin A; 10,12-didesmethyl-12-deoxy-10-hydroxyerythromycin A; 6,10,12-tridesmethyl-6,12-diethylerythromycin A, and 6,10,12-tridesmethyl-6-deoxy-6,12-diethylerythromycin A.

54. (Amended) The compound of claim 29 selected from the group consisting of 10-desmethylethronolide B, 10-desmethyl-6-deoxyerythronolide B, 12-desmethylethronolide B, 12-desmethyl-6-deoxyerythronolide B, 12-desmethyl-12-ethylerythronolide B, 6-desmethyl-6-deoxy-6-ethylerythronolide B, 10-desmethylethromycin A, 10-desmethyl-12-deoxyerythromycin A, 10-desmethyl-6,12-dideoxyerythromycin A, 12-desmethylethromycin A, 12-desmethyl-12-deoxyerythromycin A, 12-desmethyl-6,12-dideoxyerythromycin A, 6-desmethyl-6-ethylerythromycin A, 12-desmethyl-12-ethylerythromycin A, 12-desmethyl-12-deoxy-12-ethylerythromycin A, 10-desmethyl-10-hydroxyerythromycin A, 12-desmethyl-12-epihydroxyerythromycin A, 10,12-didesmethylethromycin A, 10,12-didesmethyl-12-deoxyerythromycin A, and 10,12-didesmethyl-6,12-dideoxyerythromycin A.

55. (Amended) The compound of claim 29 selected from the group consisting of 10-desmethylethronolide B, 10-desmethyl-6-deoxyerythronolide B, 12-desmethylethronolide B, 12-desmethyl-6-deoxyerythronolide B, 10-desmethylethromycin A, 10-desmethyl-12-deoxyerythromycin A, 10-desmethyl-6,12-dideoxyerythromycin A, 12-desmethylethromycin A, 12-desmethyl-12-deoxyerythromycin A, 12-desmethyl-6,12-dideoxyerythromycin A, 10,12-didesmethylethromycin A, 10,12-didesmethyl-12-deoxyerythromycin A, and 10,12-didesmethyl-6,12-dideoxyerythromycin A.



Creation date: 11-05-2003
Indexing Officer: ICHARLES - IRENE CHARLES
Team: OIPEBackFileIndexing
Dossier: 09852416

Legal Date: 10-26-2001

No.	Doccode	Number of pages
1	CTMS	2

Total number of pages: 2

Remarks:

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